

UNITED STATES DISTRICT COURT FOR THE  
WESTERN DISTRICT OF WASHINGTON  
AT SEATTLE

SIXIAN CAO

Plaintiff,

v.

ALEJANDRO MAYORKAS, *et.al.*,

Defendants.

CASE NO. 2:21-cv-1292-RSL

JOINT STIPULATION AND  
ORDER TO EXTEND DEADLINE

Plaintiff brings this litigation pursuant to the Mandamus Act seeking, *inter alia*, to compel the U.S. Citizenship and Immigration Services (“USCIS”) to adjudicate Plaintiff’s I-485 application for adjustment of status. Dkt. No. 1. Defendants’ deadline to respond to the Complaint is February 1, 2022. Dkt. No. 7. Defendants respectfully request to an additional continuance of 60 days of this deadline to allow the parties to continue to work towards resolving this matter without further litigation.

There is good cause for the extension. Since the parties filed the last stipulation, USCIS has interviewed Plaintiff and her husband. Adjudication on Plaintiff’s application is complete as USCIS approved Plaintiff’s Form I-485 on January 19, 2022. In addition, USCIS has completed adjudication of Plaintiff’s husband’s petition and application. USCIS approved Plaintiff’s husband’s Form I-730 on December 16, 2021, and denied his pending I-485 on January 5, 2022,

1 as he was not eligible for the benefit at the time of filing the application. USCIS is actively  
 2 processing the last remaining petition, the Form I-730, Follow to Join Petition, which pertains to  
 3 the Plaintiff's son, currently residing outside of the United States in China. Because the subject  
 4 of the petition resides outside the continental United States, USCIS is unable to adjudicate this  
 5 petition domestically. As soon as USCIS approved the Plaintiff's Form I-485, the agency began  
 6 preparing the child beneficiary petition for referral to the USCIS office in Beijing, China for  
 7 interview and adjudication. This extension will provide USCIS with the time to continue to  
 8 process Plaintiff's son's petition.

9 Accordingly, the parties hereby STIPULATE AND AGREE, AND JOINTLY  
 10 REQUEST, that the Court extend the response deadline until April 4, 2022.

11 DATED this 20th day of January, 2022.

12 Respectfully submitted,

13  
 14 NICK W. BROWN  
 15 United States Attorney

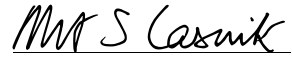
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*Pro Se Plaintiff*

**ORDER**

The Parties having so stipulated and agreed, the Court hereby ORDERS that Defendants' deadline to respond to the Complaint is extended to April 4, 2022.

Dated this 20th day of January, 2022.

  
ROBERT S. LASNIK  
United States District Judge